IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT:

THE HON'BLE SRI JUSTICE K.C. BHANU

WRIT PETITION No.11710 OF 2004

Between:

P. Pechaiah, S/o. P. Subba Rao,
Secretary, Primary Agrl. Cooperative Society Ltd.,
Amaravathi Mandal, Guntur Dist.

..... PETITIONER

AND

1. The Joint Registrar/District Co-operative Officer,

Guntur, Guntur District.

2. The Deputy Registrar of Co-operative Societies,

Guntur, Guntur District.

3. The Sub Divisional Co-operative Officer,

Guntur, Guntur District,

C/o. The Divisional Co-op. Officer, Guntur,

Guntur District.

4. Karlapudi Primary Agricultural Cooperative Society Ltd.,

(Regd. No.1-946)

Rep. by Chairman of PIC Committee

under Section 32[7][a] of the A.P. Co-operative Societies Act 7 of 1964

Karlapudi, Amaravathi Mandal, Guntur District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ, order or direction, more particularly in the nature of writ of Mandamus declaring the Inspection Report dated 20-01-2004 of the 3rd respondent herein i.e. the Sub-Divisional Coop. Officer, Guntur, office of the Divisional Coop. Office, Guntur as null and void as it is without jurisdiction, contrary to law, without out application of mind, an abuse and a colourful exercise of power besides being violative of the provisions Section 52(1) of the A.P. Co-op. Societies Act 7 of 1964, apart from being offending the cardinal principles of natural justice and consequently set aside the directions dated 23-04-2004 in Rc.No.1795/2002-B3 under Section 59(1) of the APCS Act 7 of 1964 of the 2nd respondent herein i.e. the Deputy Registrar of Co-op. Societies, Guntur, Guntur District, directing the person-in-charge committee of the Karlapudi Primary Agrl. Coop. Society Ltd., Regd. No.1-946, Amaravathi Mandal, Guntur District to suspend the petitioner.

Counsel for the Petitioner: Mr. D.V. Bhadram

Counsel for Respondents 1 to 3: G.P. for Co-operation

Counsel for Respondent No.4: Ms. A. Vijaya Lakshmi

The Court made the following :

ORDER:

Sri D.V. Bhadram, learned counsel for the petitioner, seeks permission of this Court to withdraw the writ petition stating that the matter is settled out of the Court.

Recording the submission made by the learned counsel for the petitioner, the writ petition is dismissed as withdrawn without any order as to costs.

K.C. BHANU, J

Date:21-07-2005.

NOTE:

Furnish C.C. of the order by 22-07-2005.

(**B**/**O**)

PV

To

1) The Joint Registrar/District Cooperative Officer,

Guntur, Guntur District.

2) The Deputy Registrar of Cooperative Societies,

Guntur, Guntur District.

3) The Sub Divisional Cooperative Officer,

Guntur, Guntur District,
C/o. The Divisional Co-op. Officer, Guntur,

Guntur District.

4) The Chairman, PIC Committee,
Karlapudi Primary Agricultural Co-operative Society Ltd.,

Regd.No.I-946, Amaravathi Mandal,
Guntur District.

5) Two C.Cs. to G.P. for Co-operation, High Court of A.P.,

Hyderabad.

6) Two C.D. copies.